

STATE OF ALABAMA)

COUNTY OF BALDWIN)

**RESOLUTION # 2020-102
OF THE
BALDWIN COUNTY COMMISSION**

**AS REQUIRED BY ACT NO. 90-449, PROVIDING FOR A DETERMINATION
BY THE BALDWIN COUNTY COMMISSION RELATING TO A REQUEST FROM
THE MAGNOLIA SPRINGS VOLUNTEER FIRE DEPARTMENT.**

KNOW ALL MEN BY THESE PRESENTS, that Act No. 90-449, 1990 Regular Session [Acts 1990, Vol. 1, p. 634] provided for a levy of a 1½ mill tax on all property located in Baldwin County, Alabama, to be distributed among qualified fire departments in Baldwin County, Alabama, based upon the outcome of a referendum election; and

WHEREAS, the required and aforesaid referenced referendum election was held on June 26, 1990, wherefore a majority of the qualified electors, voting at such election and in Baldwin County, Alabama, voted for said tax; and

WHEREAS, within Act No. 90-449, Section 3 provides as follows:

"Section 3. (a) Fire departments which participate in the distribution of tax proceeds shall expend such funds only for the acquisition of fire trucks, fire stations, fire equipment, communications, fire training, fire vehicle and station insurance, oil, gas, hydrants, utilities, and vehicle or station repair. Such funds shall not be used to pay salaries, purchase food or drink, or to hold fund raising projects.

"(b) Any exceptions to the above spending guidelines must be approved by the Baldwin County Fire Chiefs Association and the Baldwin County Commission."

; and

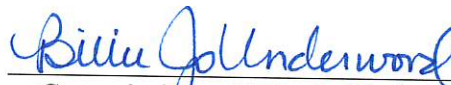
WHEREAS, the Magnolia Springs Volunteer Fire Department is duly incorporated under the laws of the State of Alabama and remains qualified to receive proceeds derived from Act No. 90-449 and, furthermore, has presented a written request (attached hereto as **Exhibit "A"**) for the consideration of the Baldwin County Commission to approve the utilization of their proceeds of said taxes as security for repayment of a loan not to exceed \$150,000.00 (and the repayment of said loan's applicable interest) to purchase one (1) 2020 International 3000 Gallon Tanker/ Pumper in the total amount not to exceed \$320,500.00, to provide a needed service to the ever-growing fire jurisdiction as well as our mutual aid areas to benefit the southwestern part of the County; and

WHEREAS, this honorable county governing body, pursuant to Act No. 90-449, has reviewed the aforementioned written request, as well as the accompanying instrument indicating the required approval of the Baldwin County Fire Chiefs' Association related to the same (attached hereto as **Exhibit "B"**), and finds that such remains an exception to the spending guidelines set forth in said Act No. 90-449 and seeks to provide its approval to said spending exception; now therefore

BE IT RESOLVED BY THE BALDWIN COUNTY COMMISSION, IN REGULAR SESSION ASSEMBLED, That the Magnolia Springs Volunteer Fire Department is hereby authorized to use their proceeds of taxes derived by Act No. 90-449 as security for repayment of a loan not to exceed \$150,000.00 (and the repayment of said loan's applicable interest) to purchase one (1) 2020 International 3000 Gallon Tanker/ Pumper in the total amount not to exceed \$320,500.00, to provide a needed service to the ever-growing fire jurisdiction as well as our mutual aid areas to benefit the southwestern part of the County.

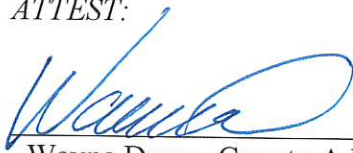
FURTHER, BE IT RESOLVED, that this instrument, codified as *Resolution #2020-102 of the Baldwin County Commission*, shall in no way obligate the Baldwin County Commission as to the loan sought by the Magnolia Springs Volunteer Fire Department as hereinabove referenced, or any loan, sought or secured by the Magnolia Springs Volunteer Fire Department.

DONE, at the County Seat, in Bay Minette, Alabama, and under the Seal of Baldwin County, Alabama, as affixed on this the 4th day of August 2020.

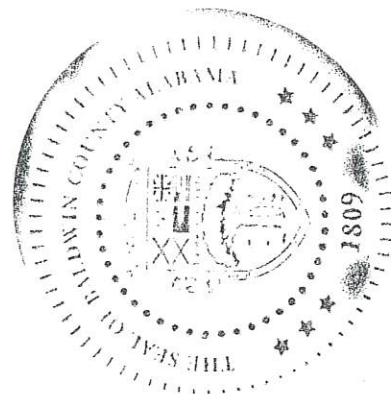


Commissioner Billie Jo Underwood, Chairman

ATTEST:



Wayne Dyess, County Administrator



Magnolia Springs Volunteer Fire Department

PO Box 51
Magnolia Springs, AL 36555
251-965-7808



July 20th, 2020

Baldwin County Commission:

JUL 22 2020

The Magnolia Springs Volunteer Fire Department is requesting that the Baldwin County Commission approve our department's planned purchase of a new 2020 International 3000 gallon Tanker/Pumper at a cost not to exceed \$320,500.00 of which \$150,000.00 will be financed through United Bank over a period of 10 years.

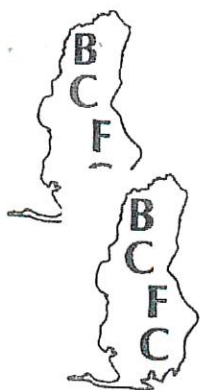
BY: 

This apparatus will allow us to provide a needed service to our ever-growing fire jurisdiction as well as our mutual and automatic aid areas. As Baldwin County continues to grow, this apparatus will be used throughout the southwestern parts of the county.

Thank you in advance for your continued support which allows our department to provide the best fire and rescue service to our community and throughout the entire county.

Respectfully,

Kaylan Driskell
Fire Chief



Baldwin County Fire Chiefs'
Association
established 1969

JUL 13 2020

RESOLUTION

KNOW ALL MEN BY THESE PRESENTS, THAT WHEREAS, Act No. 90-449
of the

1990 Legislature provides for a levy of a one and one-half mill tax on all property
located in Baldwin County, Alabama, to be distributed among qualified fire
departments in the county, and

WHEREAS, said Act provides as follows:

“(a) Fire departments which participate in the distribution of the tax
proceeds shall expend such funds only for the acquisition of fire trucks,
fire stations, fire equipment communications, fire training, fire vehicle and
station insurance, oil, gas, hydrants, utilities, and vehicle or station repair.
Such funds shall not be used to pay salaries, purchase food and drink, or to
hold fund raising projects.”

“(b) Any exception to the above spending guidelines must be
approved by the Baldwin County Fire Chiefs' Association and the
Baldwin County Commission.”

AND, WHEREAS, Magnolia Springs Volunteer Fire/Rescue Department
is duly incorporated under the laws of this State and qualified pursuant to Section
9-13-17, Code of Alabama, 1975, has presented an application for approval by the
Baldwin County Fire Chiefs' Association to use proceeds of the taxes derived
from Act 90-449 for the acquisition of equipment, property or services as set forth
in said act and to pledge said taxes as security for repayment of a loan to acquire
said properties;

NOW, THEREFORE, to be resolved by the Baldwin County Fire Chiefs'
Association, that Magnolia Springs Volunteer Fire/Rescue Department be, and is

hereby, authorized to purchase the equipment and or properties set forth in said application and to pledge the proceeds from Act 90-449 for repayment of the same.

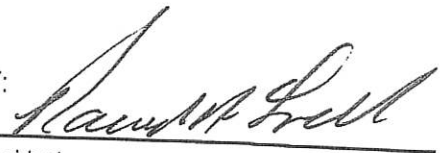
IN WITNESS WHEREOF, the undersigned have hereunto set their hands and affixed the official seal of the Baldwin County Fire Chiefs' Association.

Approved at the regular monthly meeting held on June 11th, 2020 located at Loxley Civic Center, 4198 Municipal Park Drive Loxley, AL 36551.

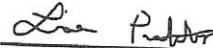
ATTEST:

BALDWIN COUNTY
FIRE CHIEFS'
ASSOCIATION

BY:



President



Secretary



Magnolia Springs Fire/Rescue Department
Equipment Approved to Purchase

- 2020 International Deep South Pumper/Tanker at the cost of \$320,500.00.

Execution of this document in no way creates liability on the part of the Baldwin County Fire Chiefs Association or the Baldwin County Commission or Baldwin County and said parties are not responsible for the repayment of any bonds issued pursuant hereto.